

# **Exhibit A**

## **CCPA Privilege Log**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF FEDERAL  
HUNTINGTON**

**JUSTIN K. BLACK,**

**Plaintiff,**

**v.**

**CIVIL ACTION NO.: 3:22-CV-96  
HONORABLE ROBERT C. CHAMBERS**

**WEST VIRGINIA STATE POLICE, et al.,**

**Defendants.**

**NATHAN BARNETT and PHILLIP  
BARNETT,**

**Plaintiffs,**

**v.**

**CIVIL ACTION NO.: 3:22-CV-0203  
HONORABLE ROBERT C. CHAMBERS**

**ANTHONY CUMMINGS, et al.,**

**Defendants.**

**PRIVILEGE LOG**

Page	Description	Privilege
CCPA000027	Handwritten prosecutor's notation regarding Phillip Barnett Pre-Sentence Investigation Report	Attorney-client, Work-Product
CCPA000049	Prosecutor's notes regarding Jury Selection in Barnett Trial	Attorney-client, Work-Product
CCPA000050-CCPA000051	Prosecutor's trial notes regarding Voir Dire	Attorney-client, Work-Product
CCPA000052-CCPA000054	Prosecutor's trial notes regarding Alisha Wiblen	Attorney-client, Work-Product
CCPA000055	Prosecutor's trial notes regarding Candace Day	Attorney-client, Work-Product
CCPA000056	Prosecutor's trial notes regarding Tara Gillespie	Attorney-client, Work-Product
CCPA000057	Prosecutor's trial notes regarding Tessa Wilson	Attorney-client, Work-Product
CCPA000058	Prosecutor's trial notes regarding Ben Hatfield	Attorney-client, Work-Product

CCPA000059	Prosecutor's trial notes regarding Sherry Fulkner	Attorney-client, Work-Product
CCPA000060	Prosecutor's trial notes regarding Trooper Robert Talkington	Attorney-client, Work-Product
CCPA000061	Prosecutor's trial notes regarding Jessica Carson	Attorney-client, Work-Product
CCPA000062	Prosecutor's trial notes regarding Rachel Fairchild	Attorney-client, Work-Product
CCPA000063	Prosecutor's trial notes regarding Betty Cull	Attorney-client, Work-Product
CCPA000064- CCPA000069	Prosecutor's trial notes regarding Justin Black	Attorney-client, Work-Product
CCPA000070- CCPA000074	Prosecutor's trial notes regarding Prosecution's Opening Statement	Attorney-client, Work-Product
CCPA000075- CCPA000076	Prosecutor's trial notes regarding Defendant Phillip Barnett's Opening Statement	Attorney-client, Work-Product
CCPA000077- CCPA000078	Prosecutor's trial notes regarding Trooper Ken McCord	Attorney-client, Work-Product
CCPA000079	Prosecutor's trial notes	Attorney-client, Work-Product
CCPA000080	Prosecutor's notes regarding witness contact information	Attorney-client, Work-Product
CCPA000081	Prosecutor's trial notes regarding Trial Witness order of presentation	Attorney-client, Work-Product
CCPA000082	Prosecutor's trial notes regarding Defendant Barnett(s) closing arguments	Attorney-client, Work-Product
CCPA000083- CCPA000085	Prosecutor's trial notes regarding Trooper Anthony Cummings	Attorney-client, Work-Product
CCPA000086- CCPA000088	Prosecutor's trial notes regarding Defendant Nathan Barnett's Opening Statement	Attorney-client, Work-Product
CCPA000089- CCPA000091	Prosecutor's trial notes regarding Trooper Anthony Cummings	Attorney-client, Work-Product
CCPA000092	Prosecutor's trial notes regarding Todd Childers	Attorney-client, Work-Product
CCPA000093- CCPA000095	Prosecutor's trial notes regarding Trooper Kimberly Pack	Attorney-client, Work-Product
CCPA000096- CCPA000097	Prosecutor's trial notes regarding Trooper Mike Parde	Attorney-client, Work-Product
CCPA000098	Prosecutor's trial notes regarding Jeff Heaberlin	Attorney-client, Work-Product
CCPA000099- CCPA000100	Prosecutor's trial notes regarding Dr. Mahmoud	Attorney-client, Work-Product

CCPA000101- CCPA000102	Prosecutor's trial notes regarding Jesse Noel	Attorney-client, Work- Product
CCPA000103	Prosecutor's trial notes regarding Trooper Ken McCord	Attorney-client, Work- Product
CCPA000104	Prosecutor's trial notes regarding Kevin Nowlin	Attorney-client, Work- Product
CCPA000105- CCPA000108	Prosecutor's trial notes regarding Ashley Newton	Attorney-client, Work- Product
CCPA000109	Prosecutor's trial notes regarding Trooper Anthony Cummings	Attorney-client, Work- Product
CCPA000110- CCPA000120	Prosecutor's trial notes regarding Prosecution's Closing Argument	Attorney-client, Work- Product
CCPA000121- CCPA000128	Prosecutor's trial notes regarding Defendant Barnett(s) Closing Argument	Attorney-client, Work- Product
CCPA000129	Prosecutor's trial notes regarding Jury Deliberations	Attorney-client, Work- Product
CCPA000131- CCPA000132	Prosecutor's trial preparation notes regarding Tara Gillespie	Attorney-client, Work- Product
CCPA000133- CCPA000135	Prosecutor's trial preparation notes regarding Tara Gillespie	Attorney-client, Work- Product
CCPA000143- CCPA000144	Prosecutor's trial preparation notes regarding Kevin Nowlin	Attorney-client, Work- Product
CCPA000148- CCPA000152	Prosecutor's trial preparation notes regarding Brian Dement	Attorney-client, Work- Product
CCPA000153	Prosecutor's trial preparation notes regarding Brian Dement	Attorney-client, Work- Product
CCPA000154- CCPA000155	Prosecutor's trial preparation notes regarding Brian Dement	Attorney-client, Work- Product
CCPA000156- CCPA000157	Prosecutor's trial preparation notes regarding Brian Dement	Attorney-client, Work- Product
CCPA000158- CCPA000166	Prosecutor's Trial Notes regarding Brian Dement	Attorney-client, Work- Product
CCPA000167	Prosecutor's trial preparation notes regarding Brian Dement Statement	Attorney-client, Work- Product
CCPA000171	Prosecutor's trial preparation notes regarding Brian Dement Statement	Attorney-client, Work- Product
CCPA000194	Prosecutor's handwritten notes	Attorney-client, Work- Product
CCPA000216	Prosecutor's handwritten notes	Attorney-client, Work- Product
CCPA000228	Prosecutor's trial preparation notes	Attorney-client, Work- Product
CCPA000229- CCPA000231	Prosecutor's trial preparation notes regarding Brian Dement	Attorney-client, Work- Product

CCPA000232	Prosecutor's trial preparation notes regarding Brian Dement	Attorney-client, Work-Product
CCPA000236	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000241- CCPA000243	Prosecutor's trial preparation notes regarding Brian Dement	Attorney-client, Work-Product
CCPA000244- CCPA000256	Prosecutor's trial preparation notes regarding Justin Black's trial transcript	Attorney-client, Work-Product
CCPA000270	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000278	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000281	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000289	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000298	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000299	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000304	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000309	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000311	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000319	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000325- CCPA000328	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000329	Prosecutor's trial preparation notes regarding Justin Black's trial transcript	Attorney-client, Work-Product
CCPA000330	Prosecutor's Trial Notes regarding Todd Childers	Attorney-client, Work-Product
CCPA000331	Prosecutor's trial preparation notes regarding Todd Childers	Attorney-client, Work-Product
CCPA000561	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000562	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000572	Prosecutor's trial preparation notes regarding Jeff Heaberlin	Attorney-client, Work-Product
CCPA000573	Prosecutor's trial preparation notes regarding Jeff Heaberlin	Attorney-client, Work-Product

CCPA000575- CCPA000576	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000667	Prosecutor's trial preparation notes regarding Candace Day	Attorney-client, Work-Product
CCPA000670- CCPA000671	Prosecutor's trial preparation notes regarding Tessa Wilson	Attorney-client, Work-Product
CCPA000672- CCPA000674	Prosecutor's trial preparation notes regarding Ashley Newton	Attorney-client, Work-Product
CCPA000675	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000677	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000678- CCPA000682	Prosecutor's trial preparation notes regarding Ashley Newton	Attorney-client, Work-Product
CCPA000685	Prosecutor's trial preparation notes regarding Jessica Noel	Attorney-client, Work-Product
CCPA000694	Prosecutor's trial preparation notes regarding Matthew Beckett	Attorney-client, Work-Product
CCPA000695	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA000700- CCPA000701	Prosecutor's trial preparation notes regarding trial presentation of witnesses	Attorney-client, Work-Product
CCPA000715	Prosecutor's notes regarding contact information for witnesses	Attorney-client, Work-Product
CCPA000716	Prosecutor's trial preparation notes regarding Jason Thompson	Attorney-client, Work-Product
CCPA000736	Prosecutor's notes regarding Barnetts' Motion for Joinder	Attorney-client, Work-Product
CCPA000744	Prosecutor's notes regarding witnesses and background of same	Attorney-client, Work-Product
CCPA000748- CCPA000749	Prosecutor's trial preparation notes regarding David Denoff	Attorney-client, Work-Product
CCPA000753- CCPA000755	Prosecutor's notes regarding Michael St. Clair	Attorney-client, Work-Product
CCPA000834	Prosecutor's File Notations regarding Nathan Barnett	Attorney-client, Work-Product
CCPA000846- CCPA000847	Prosecutor's notes regarding hearing in State v. Nathan Barnett	Attorney-client, Work-Product
CCPA000853	Prosecutor's notes regarding pretrial hearing in State v. Nathan Barnett	Attorney-client, Work-Product
CCPA000870	Prosecutor's File Notations regarding Phillip Barnett	Attorney-client, Work-Product
CCPA000888	Prosecutor's notes regarding pretrial hearing in State v. Phillip Barnett	Attorney-client, Work-Product

CCPA000910	Prosecutor's Office Notes	Attorney-client, Work-Product
CCPA000980	Prosecutor's Office Notes	Attorney-client, Work-Product
CCPA001027	Prosecutor's notes regarding John Black	Attorney-client, Work-Product
CCPA001028	Prosecutor's Trial preparation Notes	Attorney-client, Work-Product
CCPA001032	Prosecutor's notes regarding John Vinton	Attorney-client, Work-Product
CCPA001049	Prosecutor's notes regarding Trooper Anthony Cummings	Attorney-client, Work-Product
CCPA001152- CCPA001161	Prosecutor's notes regarding Greg Bailey	Attorney-client, Work-Product
CCPA001162- CCPA001166	Prosecutor's notes regarding Kelly Bailey	Attorney-client, Work-Product
CCPA001167	Prosecutor's notes regarding Brittany Wolfe	Attorney-client, Work-Product
CCPA001168- CCPA001192	Prosecutor's notes regarding Justin Black Suppression Hearing	Attorney-client, Work-Product
CCPA001286	Prosecutor's notes regarding Justin Black Suppression motion	Attorney-client, Work-Product
CCPA001188	Prosecutor's notes regarding Justin Black Suppression motion	Attorney-client, Work-Product
CCPA001310	Prosecutor's notes regarding Justin Black Suppression motion	Attorney-client, Work-Product
CCPA001324	Prosecutor's notes regarding Justin Black Suppression motion	Attorney-client, Work-Product
CCPA001328	Prosecutor's notes regarding Justin Black Suppression motion	Attorney-client, Work-Product
CCPA001333	Prosecutor's notes regarding Justin Black Suppression motion	Attorney-client, Work-Product
CCPA001335	Prosecutor's notes regarding Justin Black Suppression motion	Attorney-client, Work-Product
CCPA001412- CCPA001413	Prosecutor's File Notations regarding Justin Black	Attorney-client, Work-Product
CCPA001414	Prosecutor's trial preparation notes regarding witnesses listed by Defendants	Attorney-client, Work-Product
CCPA001433- CCPA001434	Prosecutor's trial preparation notes regarding to-do list	Attorney-client, Work-Product
CCPA001437	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA001438	Prosecutor's trial preparation notes regarding Medical Examiner's Office	Attorney-client, Work-Product



CCPA001476	Prosecutor's notes regarding State v. Black motions hearing	Attorney-client, Work-Product
CCPA001479	Prosecutor's notes regarding State v. Black hearing	Attorney-client, Work-Product
CCPA001503	Prosecutor's notes regarding State v. Black pretrial hearing	Attorney-client, Work-Product
CCPA001535	Prosecutor's trial notes regarding jury deliberations in State v. Barnett	Attorney-client, Work-Product
CCPA001536- CCPA001538	Prosecutor's trial preparation notes regarding witness scheduling	Attorney-client, Work-Product
CCPA001543- CCPA001544	Prosecutor's trial preparation notes regarding trial witnesses	Attorney-client, Work-Product
CCPA001545- CCPA001546	Prosecutor's trial notes regarding Brian Dement	Attorney-client, Work-Product
CCPA001547- CCPA001548	Prosecutor's trial notes regarding Tara Gillespie	Attorney-client, Work-Product
CCPA001549	Prosecutor's trial notes regarding Kevin Nowlin	Attorney-client, Work-Product
CCPA001550	Prosecutor's trial notes regarding Trooper Ken McCord	Attorney-client, Work-Product
CCPA001563- CCPA001565	Prosecutor's trial notes regarding Defendant Phillip Barnett's closing argument	Attorney-client, Work-Product
CCPA001566- CCPA001567	Prosecutor's trial notes regarding Defendant Nathan Barnett's closing argument	Attorney-client, Work-Product
CCPA001568- CCPA001570	Prosecutor's trial notes regarding Prosecutor's closing arguments in State v. Barnett	Attorney-client, Work-Product
CCPA001571- CCPA001577	Prosecutor's trial notes regarding Prosecutor's closing arguments in State v. Black	Attorney-client, Work-Product
CCPA001578- CCPA001582	Prosecutor's trial notes regarding Brian Dement	Attorney-client, Work-Product
CCPA001583	Prosecutor's trial notes regarding Defendant Nathan Barnett's opening statement	Attorney-client, Work-Product
CCPA001584- CCPA001585	Prosecutor's trial notes regarding Trooper Anthony Cummings	Attorney-client, Work-Product
CCPA001586- CCPA001587	Prosecutor's trial notes regarding Dr. Mahmoud	Attorney-client, Work-Product
CCPA001588	Prosecutor's trial notes regarding Ashley Newton	Attorney-client, Work-Product
CCPA001606	Prosecutor's notes regarding arguments to present at hearing	Attorney-client, Work-Product



CCPA001609- CCPA001616	Prosecutor's trial notes	Attorney-client, Work-Product
CCPA001617- CCPA001620	Prosecutor's trial notes regarding Prosecutor's opening statement	Attorney-client, Work-Product
CCPA001621	Prosecutor's trial notes regarding voir dire	Attorney-client, Work-Product
CCPA001659- CCPA001660	Prosecutor's trial preparation notes regarding Justin Black's trial transcript	Attorney-client, Work-Product
CCPA001661- CCPA001662	Prosecutor's trial preparation notes regarding Betty Cull	Attorney-client, Work-Product
CCPA001663	Prosecutor's notes regarding possible trial witnesses	Attorney-client, Work-Product
CCPA001919- CCPA001921	Prosecutor's trial notes regarding Alisha Wiblen	Attorney-client, Work-Product
CCPA001922- CCPA001924	Prosecutor's trial notes regarding Alisha Wiblen	Attorney-client, Work-Product
CCPA001926	Prosecutor's Office notes regarding scheduling interview of Trooper McCord	Attorney-client, Work-Product
CCPA001951	Prosecutor's notes regarding hearing in State v. Nathan Barnett and Phillip Barnett	Attorney-client, Work-Product
CCPA002318	Prosecutor's notes regarding witnesses	Attorney-client, Work-Product
CCPA002377- CCPA002379	Prosecutor's trial notes regarding Trooper Ken McCord	Attorney-client, Work-Product
CCPA002380	Prosecutor's trial notes regarding Candace Day	Attorney-client, Work-Product
CCPA002381- CCPA002382	Prosecutor's trial notes regarding Scott Harbour	Attorney-client, Work-Product
CCPA002383	Prosecutor's trial preparation notes regarding Tessa Wilson	Attorney-client, Work-Product
CCPA002384	Prosecutor's trial preparation notes regarding Tara Gillespie and Jessie Noel	Attorney-client, Work-Product
CCPA002385	Prosecutor's trial preparation notes regarding meetings with witnesses	Attorney-client, Work-Product
CCPA002386- CCPA002388	Prosecutor's trial preparation notes	Attorney-client, Work-Product
CCPA002389	Prosecutor's trial preparation notes regarding meetings with witnesses	Attorney-client, Work-Product
CCPA002390	Prosecutor's trial notes regarding Trial Witness order of presentation	Attorney-client, Work-Product
CCPA002392	Prosecutor's trial preparation notations	Attorney-client, Work-Product

CCPA002394	Prosecutor's trial preparation notations	Attorney-client, Work-Product
CCPA002395	Prosecutor's trial preparation notations	Attorney-client, Work-Product
CCPA002420- CCPA002422	Prosecutor's trial preparation notes regarding Trooper Kim Pack	Attorney-client, Work-Product
CCPA002876	Prosecutor's trial preparation notes	Attorney-client, Work-Product